

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

-against-

CHARLIE JAVICE and OLIVIER AMAR,

Defendants.

AMENDED AND CORRECTED
ORDER REGULATING VOIR
DIRE

23 Cr. 251 (AKH)

ALVIN K. HELLERSTEIN, U.S.D.J.:

The Court proposes to follow the following protocol for jury selection.

Voir dire will take place over the course of two days, February 18 and February 19, 2025. February 18 will be focused on whether the jurors are able to sit for the length of the trial. Each juror will be questioned separately and asked if there are extraordinary circumstances which prevent them from sitting for four to six weeks. I will introduce them to the question by presenting a brief summary of the facts of the case:

You are here to be considered for a jury in a criminal case, United States v. Charlie Javice and Olivier Amar. The government alleges that defendants conspired to and did violate the bank, securities, and wire fraud laws of the United States in connection with the sale of a company named TAPD, Inc., or “Frank.” Defendants deny that they violated these laws and are presumed to be innocent. The government has the burden to prove the allegations against each defendant beyond a reasonable doubt. The jury’s verdict will determine if the government has satisfied its burden.

Counsel estimate that the trial should last four to six weeks, but I will do my best to make it shorter, consistent with fairness to all parties. Generally, we will hear evidence Mondays through Thursdays, 10 a.m. to 5 p.m., with breaks for lunch and coffee. As needed, we will also sit on Fridays.

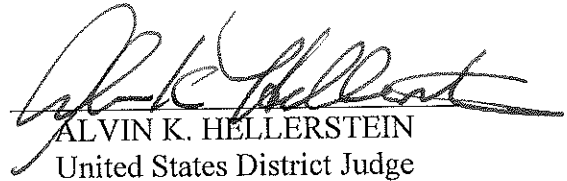
Are there any extraordinary circumstances that prevent you from performing your civic duty to sit as a juror?

If not excused, jurors will be released for the day and told to return the following day, February 19, at 10:00 a.m., to the courtroom designated for the trial, not the jury room.

On February 19, the jurors who can sit will be subject to voir dire. There will be a jury of twelve and four alternate jurors. An array of thirty-six jurors will be seated, each to be replaced if and as they are excused from serving. To the first twenty-eight jurors of the array, defendants will have ten peremptory challenges, and the government, six, to select a jury of twelve. If insufficient jurors are stricken to yield a jury of twelve, the Court will excuse the jurors necessary to achieve that number, in downward sequence from juror number twenty-eight. For the next four jurors to sit as alternates, the defendants will have two peremptories and the government will have two peremptories, to choose four alternates. Similarly, if more than four alternates remain, the Court will excuse jurors in downward sequence from juror number thirty-six until four alternates are selected. The Court expects that a full jury will be sworn in by the end of the day. Opening statements will begin the following day, February 20 at 10:00 a.m.

SO ORDERED.

Dated: February 10, 2025
New York, New York


ALVIN K. HELLERSTEIN
United States District Judge